

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NANCY DANFORTH, KRISTINA FRITSCH, and  
KIM WILSON, *on behalf of himself and all others  
similarly situated,*

Plaintiffs,

-against-

TOWN SPORTS INTERNATIONAL, LLC, INC.  
and TOWN SPORTS INTERNATIONAL  
HOLDINGS, INC., D/B/A NEW YORK SPORTS  
CLUBS, BOSTON SPORTS CLUBS,  
WASHINGTON SPORTS CLUBS,  
PHILEDELPHIA SPORTS CLUBS, PALM BEACH  
SPORTS CLUBS, LIV FITNESS, LUCILLE  
ROBERTS, CHRISTIE'S FITNESS, and TOTAL  
WOMAN GYM AND SPA,

Defendants.

Civil Action No. 20-cv-03195-(VSB)

**PROPOSED ORDER**

**THIS MATTER** having come before the Court on the motion of Defendants Town Sports International Holdings, Inc., through their counsel, Gordon & Rees, LLP, to dismiss Plaintiffs' Class Action Complaint pursuant to Federal Rules of Civil Procedure 12(b)(1) and (b)(6), and on notice to Plaintiffs, and their counsel, and the Court having reviewed the motion papers, opposition papers, if any, reply papers, and heard the argument of counsel, if any, and for good cause having been shown;

**IT IS**, on this \_\_\_\_ day of \_\_\_\_\_, 2020,

**ORDERED** that Defendant's motion is hereby granted; and further

**ORDERED** that Plaintiffs' Class Action Complaint is hereby dismissed; and further

**ORDERED** that a copy of this Order shall be served on all parties within \_\_\_\_ days of receipt of this Order;

**IT IS SO ORDERED.**

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Hon. Vernon S. Broderick, U.S.D.J.